



UNITED STATES PATENT AND TRADEMARK OFFICE

#5

Page 1 of 2
COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/074,754	02/13/2002	Daniel L. Marks	96,886-L

20306
MCDONNELL BOEHNEN HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
SUITE 3200
CHICAGO, IL 60606

CONFIRMATION NO. 1079

FORMALITIES LETTER



OC000000007966599

Date Mailed: 04/26/2002



NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Rec'd 10/2/02
PATENT Box Segu

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-104-B)

In the Application of:)
Marks, et al.) Before the Examiner:
Serial No. 10/074,754)
Filed: February 13, 2002) Group Art Unit: 1614
For: Methods and Reagents for Discovering and Using) Confirmation No.: 1079
Mammalian Melanocortin Receptor Antagonists)
to Treat Cachexia)

TRANSMITTAL LETTER

Box MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

In regard to the above-identified application:

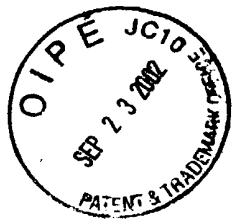
1. We are transmitting herewith the attached
 - a. Notice of Change of Attorney Docket Number
 - b. Petition for Extension of Time
 - c. Response to Notice to File Missing Parts of Application
 - d. Copy of the Notice to File Missing Parts of Application
 - e. Executed copy of Oath or Declaration
 - f. Fifteen (15) sheets substitute drawings
 - g. Computer-readable form of the Sequence Listing
 - h. Verified Statement Under 37 C.F.R. 1.821(f)
 - i. Return Receipt Postcard
2. With respect to additional fees:
 - a. An additional fee of \$265.00 is required.
3. A check in the amount of \$265.00 is enclosed.
4. Please charge any deficiency in the amount due, or credit any overpayment, to Deposit Account No. **13-2490**. A duplicate copy of this sheet is enclosed.



CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as "First Class Mail" in an envelope addressed to: Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on this 18th day of September, 2002.

By:

Kevin E. Noonan
Reg. No. 35,303



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 01-104-B)

In the Application of:)
Marks, et al.) Before the Examiner:
Serial No. 10/074,754) Group Art Unit: 1614
Filed: February 13, 2002)
For: Methods and Reagents for Discovering and Using) Confirmation No.: 1079
Mammalian Melanocortin Receptor Antagonists)
to Treat Cachexia)

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
MAILED APRIL 26, 2002

Box MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

Responsive to the Notice to File Missing Parts of Application, mailed April 26, 2002, Applicants submit herewith an executed copy of their Declaration, pursuant to 37 C.F.R. §§1.63 and 1.68. Also enclosed are fifteen (15) sheets of substitute drawings in compliance with 37 C.F.R. §1.84, a computer-readable copy of the Sequence Listing as required by 37 C.F.R. §1.821(e), and a statement that the content of the paper and computer-readable forms of the Sequence Listing are identical.

Please apply \$65.00 of the check accompanying this Response to the oath or declaration surcharge as set forth in 37 C.F.R. 1.16(e).

Date: September 18, 2002

Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff

By:

Kevin E. Noonan
Reg. No. 35,303